

No. 14-1468

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| Title: | Danny Birchfield, Petitioner<br>v.<br>North Dakota |
| Docketed: | June 16, 2015 |
| Linked with 14A1122 | |
| Lower Ct: | Supreme Court of North Dakota |
| Case Nos.: | (20140109) |
| Decision Date: | January 15, 2015 |
| Rehearing Denied: | February 12, 2015 |

**Questions Presented**

| ---Date---- | -------Proceedings and Orders---------- |
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| May 1 2015 | Application (14A1122) to extend the time to file a petition for a writ of certiorari from May 13, 2015 to July 10, 2015, submitted to Justice Alito. |
| May 5 2015 | Application (14A1122) granted by Justice Alito extending the time to file until June 12, 2015. |
| Jun 12 2015 | Petition for a writ of certiorari filed. (Response due July 16, 2015) |
| Jul 15 2015 | Waiver of right of respondent North Dakota to respond filed. |
| Jul 29 2015 | DISTRIBUTED for Conference of September 28, 2015. |
| Aug 10 2015 | Response Requested. (Due September 9, 2015) |
| Sep 16 2015 | Order extending time to file response to petition to and including September 24, 2015. |
| Sep 24 2015 | Brief of respondent North Dakota in opposition filed. |
| Oct 14 2015 | Reply of petitioner Danny Birchfield filed. |
| Nov 17 2015 | DISTRIBUTED for Conference of December 4, 2015. |
| Dec 7 2015 | DISTRIBUTED for Conference of December 11, 2015. |
| Dec 11 2015 | Petition GRANTED The petitions for writs of certiorari in No. 14-1470 and No. 14-1507 are granted. The cases are consolidated and a total of one hour is allotted for oral argument. |
| Jan 26 2016 | The time to file the joint appendix and petitioners' briefs on the merits is extended to and including February 4, 2016. VIDED |
| Jan 26 2016 | The time to file respondents' briefs on the merits is extended to and including March 15, 2016. VIDED |
| Feb 4 2016 | Brief of petitioner Danny Birchfield filed. |
| Feb 4 2016 | Motion to dispense with printing the joint appendix filed by petitioner Danny Birchfield. VIDED. |
| Feb 8 2016 | Motion for leave to file amicus brief filed by Indiana Tech Law School Amicus Project in support of neither party. VIDED. |
| Feb 9 2016 | Brief amicus curiae of DUI Defense Lawyers Association filed. VIDED. |
| Feb 11 2016 | Brief amici curiae of Downsize DC Foundation, et al. filed. VIDED. |

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| Feb 11 2016 | Brief amicus curiae of American Civil Liberties Union filed. VIDED. |
| Feb 11 2016 | Brief amici curiae of The National College for DUI Defense, and The National Association of Criminal Defense Lawyers filed. VIDED. |
| Feb 29 2016 | Motion to dispense with printing the joint appendix filed by petitioner GRANTED. VIDED |
| Feb 29 2016 | Motion for leave to file amicus brief filed by Indiana Tech Law School Amicus Project in support of neither party GRANTED. VIDED |
| Mar 4 2016 | SET FOR ARGUMENT ON Wednesday, April 20, 2016. VIDED |
| Mar 14 2016 | Record requested from the Supreme Court of North Dakota. |
| Mar 15 2016 | CIRCULATED. |
| Mar 15 2016 | Brief of respondent North Dakota filed. (Distributed) |
| Mar 16 2016 | Brief amicus curiae of The California District Attorneys Association filed. VIDED. (Distributed) |
| Mar 22 2016 | Brief amicus curiae of United States filed. VIDED. (Distributed) |
| Mar 22 2016 | Brief amici curiae of New Jersey and Seventeen Other States filed. VIDED. (Distributed) |
| Mar 22 2016 | Brief amici curiae of The Council of State Governments, et al. filed. VIDED. (Distributed) |
| Mar 22 2016 | Motion of the Solicitor General for enlargement of time for oral argument, for leave to participate in oral argument as amicus curiae and for divided argument filed. VIDED. |
| Mar 22 2016 | Brief amicus curiae of Mothers Against Drunk Driving filed. VIDED. (Distributed) |
| Mar 22 2016 | Brief amici curiae of The National District Attorneys Association, et al. filed. VIDED. (Distributed) |
| Apr 4 2016 | Motion of the Solicitor General for leave to participate in oral argument as amicus curiae, for enlargement of time for oral argument, and for divided argument GRANTED. and the time is divided as follows: 35 minutes for petitioners, 15 minutes for respondent North Dakota, 10 minutes for respondent Minnesota, and 10 minutes for the Solicitor General. VIDED |
| Apr 13 2016 | Reply of petitioner Danny Birchfield filed. (Distributed.) |
| Apr 20 2016 | Argued. For petitioners: Charles A. Rothfeld, Washington, D. C. For respondents in Nos. 14-1468 & 14-1507: Thomas R. McCarthy, Arlington, Va. For respondent in 14-1470: Kathryn Keena, Assistant Dakota County Attorney, Hastings, Minn. For United States as amicus curiae in support of respondents: Ian H. Gershengorn, Deputy Solicitor General, Department of Justice, Washington, D. C. VIDED. |
| Jun 23 2016 | Judgment in No. 14-1468 REVERSED and case REMANDED. Judgment in No. 14-1470 AFFIRMED. Judgment in No. 14-1507 VACATED AND REMANDED. Alito, J., delivered the opinion of the Court, in which Roberts, C. J., and Kennedy, Breyer, and Kagan, JJ., joined. Sotomayor, J., filed an opinion concurring in part and dissenting in part, in which Ginsburg, J., joined. Thomas, J., filed an opinion concurring in the judgment in part and dissenting in part. |
| Jul 25 2016 | JUDGMENT ISSUED |
| Jul 25 2016 | MANDATE ISSUED |